

THE HON'BLE SRI JUSTICE GODA RAGHURAM

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W.P.NO. 19277 OF 2006

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DATED: 18.09.2006

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Between:

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Batchu Vijaya Lakshmi W/o Venkatratnam
R/o Modugumudi village, Avanigadda Mandal,
Krishna District.

... PETITIONER

And:

V.Vijaya Rao, Inspector of Police,
Ongole and others.

...RESPONDENTS

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ORAL ORDER:

The principal grievance in this writ petition is that the respondents are not expeditiously investigating Crime No.61 of 2006 on the file of Avanigadda Police Station, which is the complaint as regards the commission of an offence punishable under Section 324 read with 34 of the Indian Penal Code, 1860 against certain neighbours of the petitioner.

This Court finds no cause for directing expeditious investigation of this offence, as the petitioner has not established that the respondents-police have abrogated the statutory responsibility to investigate the crime or are unduly delaying the investigation. Another grievance of the petitioner is that despite the complaint that there was an assault with deadly weapons and an attempt to cause death, the complaint was registered only as one under Section 324 read with 34 IPC. This grievance of the petitioner is best addressed by making an appropriate application to the concerned Magistrate for alteration of the charge as and when the final report is filed or even earlier.

In the totality of circumstances, no case is made out for interference under Article 226 of the Constitution of India.

The writ petition is dismissed. There shall be no order as to costs.

18.09.2006

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